



# MACo LEGISLATIVE UPDATE

VOL. 20, NO. 11

March 6, 2009

The Montana Association of Counties (MACo) publishes this **weekly** bulletin containing summary descriptions of bills of interest to local government officials. **Each issue lists only the bills that have been introduced during the week. Please save this message or print it for future reference.**

Copies of bills are typically sent to County Clerks and Recorders and also can be found at: [http://laws.leg.mt.gov/laws09/LAW0200W\\$.Startup](http://laws.leg.mt.gov/laws09/LAW0200W$.Startup)

## TO CONTACT LEGISLATORS:

Legislative Information and Message Office: (406) 444-4800  
Senators Fax: (406) 444-4875  
Mail: P.O. Box 200500; Helena, MT 59620-0500  
Representatives Fax: (406) 444-4825  
Mail: P.O. Box 200400; Helena, MT 59620-0400

Many legislators have their own e-mail addresses, which can be found at  
<http://leg.mt.gov/css/sessions/61st/roster.asp?HouseID=0&SessionID=94>

## MACo & the Montana Legislature

The MACo Web site has a page at <http://www.maco.cog.mt.us/Legislature/Legislative.htm> dedicated to helping members keep track of the happenings at the 61th Montana Legislature. There you'll find MACo's resolutions, links to pertinent bills, an archive of our weekly *Legislative Updates*, links to bills and bill status reports, hearings calendars, committee listings, legislator contact information, and more.

## Scheduled Hearings for March 9-13, 2009

The Senate Local Government Committee meets Mondays, Wednesdays, and Fridays at 3 p.m. in Room 405. The House Local Government Committee meets Tuesdays and Thursdays at 3 p.m. in Room 172. MACo bills are shown below in **bold**.

### Monday, March 9

	Room	Time
HB 42 Forest management program for FWP land	102	8 a.m.
HB 526 Prohibit use of certain salts on local and state funds	102	8 a.m.
HB 12 Require employer contributions on working retirees under certain conditions	102	8 a.m.
<b>HB 279 Revise laws relating to transportation</b>	<b>102</b>	<b>8 a.m.</b>
HB 50 Require rules be consistent with legislative intent	102	8 a.m.
HB 56 Increase pupil transportation reimbursements	102	8 a.m.
HB 250 Revise comprehensive health care act and provide funding mechanism	102	8 a.m.
SB 234 Insurance coverage for autism	317	8 a.m.
SB 241 Taxpayer Right to Know Act-budget database website	317	8 a.m.
SB 350 Revise laws on HIV testing	317	8 a.m.
SB 333 Require election of supreme court justices from districts	137	9 a.m.
SB 269 Revise the regulation of time shares	172	9 a.m.
SB 348 Const. referendum on annual legislative sessions, split into regular and budget	455	9:30 a.m.
SB 51 Clarify responsibility of health care practitioners to patients	152	3 p.m.
HB 432 Authorize school trustee election by acclamation	303	3 p.m.
HB 72 Clarify duration of caretaker relative educational authorization affidavit	317	3 p.m.
HB 54 Separate index for Montana Constitution	335	3 p.m.
HB 58 Eliminate social security contribution account from state law	335	3 p.m.
HB 144 Clarify return to employment for public officers	335	3 p.m.
SB 107 Require training on mechanized fuels reduction and fire suppression equipment	472	3 p.m.
SB 111 Clarifying DNRC initial wildland fire attack authority	472	3 p.m.
SB 113 State land fuel reduction pilot program	472	3 p.m.

## Scheduled Hearings for March 2-6, 2009, cont.

### **Tuesday, March 10**

	<b>Room</b>	<b>Time</b>
HB 399 Establish principles for provider rates	102	8 a.m.
HB 472 Clarify state and local highway maintenance obligations	102	8 a.m.
SB 341 Revise costs of criminal proceedings	137	8 a.m.
SB 486 Revise law on use of public safety mill levies	405	8 a.m.
SJ 10 Study options for state work comp coverage	172	8:30 a.m.
SB 367 Electronic absentee voting for military	455	9 a.m.
HB 136 Clarify appointment process for Board of Personnel Appeals	422	10 a.m.
SB 8 Authorize regional water entities	172	3 p.m.
SB 411 Growth policy to include sand and gravel resource	172	3 p.m.
SB 231 Revise the impact fee enabling act to require service area report	172	3 p.m.
HB 27 Revise universal system benefit laws	317	3 p.m.
HB 82 Revise deposit of stranded 911 revenue	317	3 p.m.
HB 118 Revise distribution of 911 funds	317	3 p.m.

### **Wednesday, March 11**

	<b>Room</b>	<b>Time</b>
SB 224 Transfer \$30 million from general fund to work comp old fund	102	8 a.m.
HB 15 Fund K-12 education	102	8 a.m.
HB 154 Make fire suppression fund permanent, fund and revise use	102	8 a.m.
HB 586 Deposit a portion of oil and gas taxes in older Montanan's trust fund	102	8 a.m.
HB 612 Revise laws relating to mental health commitment and treatment	102	8 a.m.
HB 619 Sudan divestment act	102	8 a.m.
HB 635 Repeal Montana equity capital investment act	102	8 a.m.
SB 221 Revise laws related to animal cruelty re: animal hoarding	137	8 a.m.
SB 381 Direct department of justice to enter MOU on enforcement of alien laws	137	8 a.m.
SB 382 Prohibit noncooperation practices concerning illegal aliens	137	8 a.m.
SB 402 Clarify property rights for which just compensation is due when taken	317	8 a.m.
SB 493 Allocate video gambling tax to horseracing	317	8 a.m.
SB 465 Clarify ownership of streambeds concerning property taxation	405	8 a.m.
SB 489 Revise taxation laws related to pipelines	405	8 a.m.
SB 84 Clarify prison industries and training programs	172	8:30 a.m.
HB 204 Revise work comp law re independent contractor	422	10 a.m.
HB 283 Revise workers compensation act on exemptions, claims examiners, safety fund.	422	10 a.m.
HB 488 Revise territory transfer laws relating to K-12 schools	303	3 p.m.
HB 93 Clarify EMS medical direction and handling of complaints	317	3 p.m.
HB 106 Revise law on delayed or amended birth certificates	317	3 p.m.
HB 197 Clarify signature requirements for recall petitions	335	3 p.m.
<b>HB 45 Compliance with federal law for forest reserve payments</b>	<b>405</b>	<b>3 p.m.</b>
HB 486 Generally revise land use and planning laws	405	3 p.m.
HB 545 Revise membership of county compensation boards	405	3 p.m.
HB 563 Legalization of county roads	405	3 p.m.
HB 623 Revise laws governing disposal of county and city land	405	3 p.m.

### **Thursday, March 12**

	<b>Room</b>	<b>Time</b>
SB 311 Revise marriage licensure laws	137	8 a.m.
SB 400 Revise laws related to justice courts	137	8 a.m.
HB 639 Establish authority & requirements for state to transact business in gold & silver	455	8 a.m.
HB 345 Damages for unfair claims settlement practices	422	10 a.m.
SB 305 Revise subdivision and platting act	172	3 p.m.
SB 306 Definition of remainders	172	3 p.m.
SB 345 Revise zoning procedures for due process	172	3 p.m.
SB 369 Revise county process and penalties for violations of noxious weed laws	172	3 p.m.
HB 98 Revise energy performance contracting for state buildings	317	3 p.m.

### **Friday, March 13**

	<b>Room</b>	<b>Time</b>
SB 46 Protection of unborn life as compelling state interest	137	8 a.m.

## Scheduled Hearings for March 9-13, 2009, cont.

### Friday, March 13, cont.

SB 308	Revise calculation of standard prevailing wage rates	172	8:30 a.m.
HB 67	Rulemaking authority for Board of County Printing	405	3 p.m.
HB 129	Revise floodplain map adoption laws	405	3 p.m.
HB 270	Revise floodplain laws	405	3 p.m.
<b>HB 428</b>	<b>Revise requirements for technology districts</b>	<b>405</b>	<b>3 p.m.</b>

## Projected Session Calendar

**Please note:** This calendar was revised by legislative leadership Dec. 4, 2008; leadership holds the authority to further revise the schedule, including the days the Legislature meets and the proposed breaks.

**Introduction deadlines:** Generally, bills and resolutions must be introduced within two legislative days after delivery. JR 40-50, H40-10. **"General bills"** is used to denote all bills, except appropriation or revenue bills, and all joint resolutions. **Notes:** Deadline dates are determined according to legislative days, using a six-day legislative week. Certain bills and resolutions relating to administrative rules may be transmitted at any time during the session. JR 40-200(3).

March 18:	Transmittal of Revenue-Estimating Joint Resolutions
March 20:	Last day for Committee to request Revenue Bills
March 26:	Transmittal of Appropriation Bills
March 31:	Transmittal of Revenue Bills
April 2:	Transmittal of amendments to General Bills
April 4:	Last day to request Study Resolution or Committee Bills to implement HB2
April 14:	Transmittal of amendments to Appropriation Bills
April 16:	Transmittal of amendments to Revenue Bills and Revenue-Estimating Joint Resolutions
April 20:	Transmittal of Interim Study Resolutions
April 25:	Session adjourns; Sine Die

## MACo Resolutions/Legislation

No.	Title	Res. No.	Sponsor	Status-Date
HB 18*	Mail ballot pilot project	2008-23	Ingraham	Committee vote failed-1/26
HB 38	Revise laws to reflect passage of six-mill levy	2008-22	Campbell	Hearing-3/6
HB 45	Compliance w/ federal law for forest reserve payments	MACoBd	Ingraham	Hearing-3/11
HB 60	Jail mental health crisis network standards pilot program		Ebinger	Hearing-2/3
HB 81	Study long-term impacts of budget/demographics		Lake	Hearing-1/20
HB 156	Uniform penalty/enforcement for zoning violations	2004-28	Pomnichowski	1 <sup>st</sup> reading-2/23
HB 180**	Montana-based business technology districts	2008-38	Pomnichowski	Tabled in committee-1/15
HB 190	Clarify stream access from bridges/fencing	2008-11	Van Dyk	Hearing-3/19
HB 194	County payment from hard rock mining trust account	2008-24	Mendenhall	Referred to committee-3/2
HB 230	Revise local government employee incentive program	2008-15	McClafferty	Referred to committee-2/23
HB 232	Remove limits on PILT for state land in counties		French	Tabled in committee-2/12
HB 244	Clarify law on absence by county officer	2008-01	Ankney	Hearing-3/6
HB 245	Authorize counties to create compensated absence fund	2008-09	Ankney	Hearing-3/6
HB 276	Clarify responsibility for persons injured by law enforcement	2008-20	Stoker	Hearing-2/4
HB 279	Indirect cost recovery exemption	2008-35	Reinhart	Hearing-3/9
HB 331	Revise laws relating to licensed establishments f/ health	2008-18	Morgan	Hearing-3/17
HB 406	Revise county interim zoning law		Reinhart	Missed deadline-2/26
HB 426	Clarify appt. of commissioners for regional airport authority	2008-03	Milburn	Hearing-3/6
HB 428	Revise requirements for technology districts	2008-38	Pomnichowski	Hearing-3/13
HB 488	Revise territory transfer laws relating to K-12 school dists.	2008-29	L. Jones	2 <sup>nd</sup> reading-3/6
SB 30***	Revise reimbursement for meals, lodging	MACoEC	Gebhardt	Tabled in committee-1/9
SB 57	Revise laws governing special districts	2008-33	Gillan	Hearing-3/3
SB 58	Revise local government laws	2008-33	Gillan	Hearing-3/3
SB 78	Clarify mill levy limit for soil conservation districts	2008-31	Brendan	2 <sup>nd</sup> reading-3/6
SB 148	Revise and clarify local government laws	2008-26	Peterson	Hearing-3/5

## MACo Resolutions/Legislation, cont.

<b>No.</b>	<b>Title</b>	<b>Res. No.</b>	<b>Sponsor</b>	<b>Status-Date</b>
SB 169	Revise drug testing requirements for public officers	2008-13	Gebhardt	Tabled in committee-3/5
SB 191	Provide funding for court security	2008-11	Jent	Failed 2 <sup>nd</sup> reading-1/27
SB 208	Include non-profit hospital employees in co. health plan	MACoHCT	Lewis	Hearing-3/4
SB 309	Increase lodging/per diem reimbursement f/ state emps.	MACoEC	Shockley	Hearing-3/5
SB 354	Revise law on disposal of airport property		Lewis	Missed deadline-2/26
SB 394	Mail ballot election	2008-23	Bales	Hearing cancelled-3/5
SJ 7	Opposition to HR 2421	2008-08	Brendan	1 <sup>st</sup> reading-2/3
LC0606	Revise laws governing electric transmission lines	2008-12	L. Jones	Draft on hold-11/12
LC0659	Authorize local governments to form investment pool	2008-30	Lewis	Draft on hold-11/19
LC0942	Revise laws governing local subdivision regulations	2008-07	Brueggeman	Draft on hold-1/8
LC0943	Revise impact fee laws	2008-19	Brueggeman	Draft cancelled-2/12
LC1089	Funding for grants to counties under youth court act	2008-40	McChesney	Draft on hold-12/8
LC1342	State PILT payment to offset state land purchases	2008-34	Bean	Draft on hold-12/10
LC1936	Create youth summer employment program	2006-14	Branae	Draft cancelled-1/15

\* HB 18 has been replaced by SB 394

\*\* HB 180 has been replaced by HB 428

\*\*\* SB 30 has been replaced by SB 309

## Recently Introduced Bills

<b>No.</b>	<b>Title</b>
HB 639	Establish authority & requirements for state to transact business in gold & silver